

DIST/OFFICE	DOCKET		FILING DATE			J	N/S	O	R	R 23	\$	DEMAND OTHER	JUDGE NUMBER	JURY DEM.	DOCKET	
	YR.	NUMBER	MO.	DAY	YEAR										YR.	NUMBER
1085/4	76	0021	1	21	76	1	530	3					8509		76	0021-B

PLAINTIFFS

DEFENDANTS

EVERETT DEVERLING CRUTCHFIELD,  
#82256

RICHARD CRISP, Warden and/or  
STATE OF OKLAHOMA

CAUSE

Petition for Writ of Habeas Corpus, 28 USCA 2241-2254

ATTORNEYS

pro se  
Everett Deverling Crutchfield  
#82256  
P. O. Box 97  
McAlester, Ok. 74501

Larry Derryberry  
Kay Karen Kennedy  
112 State Capitol Building  
Oklahoma City, OK 73105

Mr. Joel L. Wohlgemuth(appt.)  
1100 Philtower Building  
Tulsa, Oklahoma 74103

☒ CHECK  
HERE  
IF CASE WAS  
FILED IN  
FORMA  
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FILING FEES PAID

DATE	RECEIPT NUMBER	C.D. NUMBER

STATISTICAL CARDS

CARD DATE MAILED  
JS-5 2-2-76  
JS-6 10-1-77

DATE	NR.	PROCEEDINGS
<u>1976</u> <u>1-21</u>	1	Application to proceed without prepayment of costs, and Order granting, filed. (AEB-J)g
1-21	2	Petition for Writ of Habeas Corpus, filed, w/brief. g
3-5	3	Order to show cause within 20 days, filed. cp mld. (AEB-J)g
3-25	4.	Response of Atty General, filed. ph
3-29		Appl. and Order to transmit State record, received. g
4-2	5.	Order, filed, transmitting transcripts & original record of proceedings had in re this Appellant in the Court of Criminal Appeals of the State of Oklahoma. v
4-8	6	Petitioner's Reply to the Respondent's Response, filed. t
9-29	7.	Order, filed, that the petition for writ of habeas corpus of Everett D. Crutchfield shall be considered and resolved by interrogatory and cross-interrogatory, and thereafter, if necessary, evidentiary hearing; further, that Mr. Joel L. Wohlgemuth, 1100 Philtower Building, Tulsa, Okla., is appointed as counsel for petitioner.s (AEB-J) cps. mld.
10-21	MO	Leave of Court be and it is hereby granted Joel L. Wohlgemuth, Counsel for Petitioner, to supplement the record by additional brief to be filed within ten (10) days following submission of answers to interrogatories and corss-interrogatories. Respondent be and is hereby given ten (10) days to file an answer brief.s (AEB-J) cps. mld.
10-26	8.	Pltf's interrogatories to Sidney Wise, filed.s
10-26	9.	Atty for petitioner's interrogatories to petitioner, filed.s
10-26	10.	Atty. for petitioner's interrogatories to Ernest Brown, filed.s
10-26	11.	Atty. for petitioner's interrogatories to John J. McLean, filed.s
11-22	12.	Petitioner's answers to interrogs., filed. lm
<u>1977</u> <u>1-24</u>	13.	Ans. to interrogs. of Ernest R. Brown, filed.lm
1-26	14.	Mot. to Compel Answers to Interrogs., fld. by Petitioner. v
3-24	15.	Order, fld., that Sidney Wise, Dist. Atty. of Mayes Co., OK, file answers to petitioner's interrogs. w/in 10 days from this date. (AEB-J)v -cps. mld.
5-11	16.	Petitioner's memorandum brief in support of pet. for writ of H/C, fld.k
5-18	17	Respondents mot. to dismiss petition for WHC and memorandum brief. fld. ho
7-21	MO	Case referred to U.S. Magistrate for recommended order. (AEB-J)g
9-8	18	Order, filed & entered, that petition for writ of habeas corpus be sustained and the convictions and sentences in the State of Ok. in Cases Nos. CRF-71-6 and CRF-71-7 be set aside and held for naught and deft. Crutchfield permitted to plead anew; execution of this Order to be held in abeyance for 60 days for St. of Okla. to have time and opportunity to re-arraign defendant in above cases; at exp. of 60 days if Petitioner has not been re-arraigned this Order to take effect forthwith and the Petition released from custody and to suffer no detriment under said convictions. (AEB-J)g cps mld
11-10	19	Notice of State's Inability to Retry Petitioner, filed. lm
11-14	20	Order, fld. & entered, The convictions & sentences of Everett D. Crutchfield upon his pleas of guilty rendered in the Dist. Ct. of Mayes Co., State of Ok, Cases No. CRF-71-6 & CRF-71-7, being in violation of the Constitution of the USA in that the Deft. was not advised of the consequences of his pleas thereby rendering them involuntary should be set aside & held for naught, the Petitioner to be released from and to suffer no detriment under said void convictions. IT IS SO ORDERED. (AEB-J) cps mld. ho